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13 d/b/a THE RED AND WHITE FLEET

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21 KIANTE LONDON

22 UNITED STATES DISTRICT COURT

23 NORTHERN DISTRICT OF CALIFORNIA

24 KIANTE LONDON,
25
26 Plaintiff,

27 v.

28 GOLDEN GATE SCENIC STEAMSHIP
CORPORATION d/b/a THE RED AND
WHITE FLEET,
Defendant.

Case No. C12-5600-CRB

**STIPULATION AND ~~PROPOSED~~
ORDER GRANTING LEAVE TO FILE
SECOND AMENDED COMPLAINT**

Complaint Filed: October 31, 2012
FAC Filed: January 28, 2013

RECITALS

Plaintiff KIANTE LONDON ("Plaintiff") and Defendant GOLDEN GATE SCENIC STEAMSHIP CORPORATION ("Defendants") (collectively the "Parties"), by and through their respective counsel of record, hereby stipulate as follows:

WHEREAS, on July 1, 2013, Plaintiff London filed a charge with the California Department of Fair Employment and Housing alleging additional facts regarding discrimination based on race and retaliation which are a continuing violation of the facts in the causes of action in the First Amended Complaint on file in this case;

WHEREAS, Plaintiff received a Right to Sue letter from the California Department of Fair Employment and Housing on July 1, 2013;

WHEREAS, the Parties do not believe it is necessary or efficient to file a separate action for the facts alleged in the July 1, 2013 California Department of Fair Employment and Housing Charge;

WHEREAS, the Plaintiff has prepared a Second Amended Complaint, attached hereto as Exhibit A, which reflects the additional facts set forth in the July 1, 2013 charge;

ACCORDINGLY, IT IS HEREBY STIPULATED by and between Plaintiff and Defendant, through their respective counsel, and the parties submit the following requests to the Court:

STIPULATION

1. That the Court grant Plaintiff leave to amend to file a Second Amended Complaint in the present case.

2. That Defendant shall have 21 days from service of the Second Amended complaint to file a responsive pleading.

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2 Dated: July 7, 2013

/s/ Angela J. Rafoth
ANGELA J. RAFOTH
LITTLER MENDELSON
A Professional Corporation
Attorneys for Defendant
GOLDEN GATE SCENIC STEAMSHIP
CORPORATION D/B/A THE RED AND WHITE FLEET

7
8 Dated: July 7, 2013


/s/ Pamela Pitt
PAMELA PITT
LAW OFFICES OF PAMELA PITT
Attorneys for Plaintiff
KIANTE LONDON

[PROPOSED] ORDER

Pursuant to the parties' stipulation, and good cause appearing, IT IS ORDERED that Plaintiff is granted leave to file the Second Amended Complaint attached hereto as Exhibit A. Defendant shall have 21 days to file a responsive pleading.

IT IS SO ORDERED.

Dated: July 12, 2013



HON. CHARLES R. BREYER
UNITED STATES DISTRICT JUDGE